

UNITED STATES DISTRICT COURT
for the
Southern District of New York

Securities and Exchange Commission

Plaintiff

v.

Harbinger Capital Partners LLC et al.

Defendant

Case No. 12-cv-5028

APPEARANCE OF COUNSEL

To: The clerk of court and all parties of record

I am admitted or otherwise authorized to practice in this court, and I appear in this case as counsel for:

Philip A. Falcone

Date: 10/26/2012

/s/ David A. Fleissig

Attorney's signature

David A. Fleissig (DF5757)

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